

DECLARATION WITH POWER

Attorney's Docket No.: 0107-031

I, the undersigned inventor hereby declare that my residence, post office address, and my citizenship are correctly stated below following my signature; that to the best of my knowledge I am the first, original and joint inventor of the invention described and claimed in the application for United States Letters Patent, having the title ANTI-PETASIN ANTIBODIES, METHODS FOR THE PRODUCTION THEREOF, AND THEIR USE, the description of which was filed in the United States Patent and Trademark Office on April 27, 2001, and I state that I reviewed and understand the contents of the specification and claims and recognize my obligation pursuant to 37 C.F.R. 1.56 to disclose all information that is material to the patentability of this patent application. I hereby state that I authorized the filing of this application.

I hereby claim the benefit of priority under 35 U.S.C. 120 of International Application No. PCT/DE99/03525 filed on November 1, 1999, and under 35 U.S.C. 120 of German patent applications No. 198 50 011.4, filed on October 30, 1998, and No. 198 56 777.4 filed on November 30, 1998. Certified copies of the two latter applications will be filed in due course.

I hereby appoint Gabriel P. Katona, Reg. No. 20,829; Sharon Blinkoff, Reg. No. 28,284; Henry Coleman, Reg. No. 32,559; and Neil R. Sudol, Reg. No. 31,669 to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith, and I hereby request that all correspondence herein be directed to Gabriel P. Katona L.L.P., 708 Third Avenue, 14th floor, New York 10017; Telephone (212)370-4000; fax (212)370-7336.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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ASSIGNMENT

In consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is acknowledged, the undersigned inventors (ASSIGNORS) hereby sell and assign to Max Zeller & Söhne AG, a Swiss corporation having an office at Seeblickstraße 4, 8590 Romanhorn, Switzerland (ASSIGNEE), its successors, legal representatives and assigns, the entire, right, title and interest in, to and under the invention entitled ANTI-PETASIN ANTIBODIES, METHODS FOR THE PRODUCTION THEREOF, AND THEIR USE, and filed in the United States Patent and Trademark Office on April 27, 2001, and the said application and all divisions, renewals and continuations thereof, and all patents of the United States which may be granted thereon and all reissues and extensions thereof, and all applications for patent which may hereafter be filed for said invention in any country or countries foreign to the United States, and all patents which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof, together with any and all rights of priority relating to said invention, said applications and said patents; and the ASSIGNORS hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States, and any official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all patents for said invention to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

The ASSIGNORS have full right to convey the entire interest herein assigned, and have not made, and will not make, any agreement in conflict herewith.

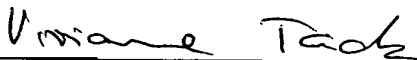
The ASSIGNORS further agree to communicate to the ASSIGNEE, its successors, legal representatives and assigns, any facts known to the ASSIGNORS respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said invention in all countries.

April 27, 2001

Werner Schöbler

April 27, 2001

Christian Hentschel

April 27, 2001

Vivianne Tack